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"Circulation Books Open to All."

NEW YORK, WEDNESDAY, JANUARY 22, 1902.

# PATRICK DENOUNCED IN A BITTER SPEECH BY OSBORNE

"He Reminds Me of a Savage of Ancient Times," Said the Assistant District-Attorney, as He Pointed at the Prisoner.

In scathing terms Assistant District-Attorney Osborne denounced Patrick, the alleged murderer of Millionaire Rice, in his speech to the jury this afternoon.

"He reminds me of a savage engaged in ancient warfare," thundered Osborne.

An unusual and surprising incident varied the monotony of jury getting at the Patrick murder trial this afternoon.

Jury No. 3, George H. Carpenter, manager of a fire extinguisher company, was peremptorily excused from serving.

The announcement followed a secret conference between Recorder Goff, counsel for Patrick and the District-Attorney.

Augustus Schirmer, a publisher, of No. 117 East Thirtieth street, was chosen to take Mr. Carpenter's place. Carpenter was arrested and indicted for forgery in 1888. That is the reason he was not allowed to serve on the jury. He is also said to have escaped from the authorities of Jacksonville, Fla., on Jan. 27, 1888.

"I have been trying to live down my past," said Carpenter to-day, "and have established a reputation for honesty and integrity."

## THE PATRICK JURY.

- 1-JAMES MACKELL, foreman, diamond merchant, at No. 32 Park place residence, No. 313 West One Hundred and Fourth street.
- 2-FRANK P. BILMIRE, secretary of a furniture company and formerly lawyer, No. 40 East Twenty-sixth street.
- 3-RICHARD MURPHY, door inspector, of No. 120 West One Hundred and Twenty-fifth street.
- 4-HENRY A. MASON, manufacturer, living at No. 4 West One Hundred and Fortieth street.
- 5-JOHN D. CAMPBELL, superintendent of a building firm, residence, No. 12 East Forty-ninth street.
- 6-HENRY HUDELMAN, retired real estate agent, living at High Bridge, Fordham.
- 7-LAWRENCE F. ABBOTT, editor, and son of Rev. Dr. Lyman Abbott.
- 8-EDWARD S. PHIVGLE, book-keeper, of No. 809 St. Nicholas avenue.
- 9-WILLIAM H. BRADFORD, an expressman, of No. 106 St. Nicholas avenue.
- 10-JOHN H. MEYER, a coal dealer, of One Hundred and Seventh street and East River.
- 11-JOHN D. BERGGRAP, superintendent of the Manhattan Storage Warehouse Company, of No. 107 East Seventy-ninth street.
- 12-AUGUSTUS SCHIRMER, a publisher, of No. 117 East Thirtieth street.

Valet Jones, the principal witness against Patrick, was taken to the District-Attorney's office just before court convened for the afternoon session.

The Dismissed Juror, George H. Carpenter, Was Indicted for Forgery in 1888—Valet Jones Consults with District-Attorney.

tion, and later was escorted to the Criminal Courts Building.

Osborne's Address.

At the afternoon session of the Patrick murder trial Mr. Osborne asked that the Court direct the District-Attorney to nominate upon which of the ten counts in the indictment Patrick is to be tried.

The request was refused.

Mr. House then made a motion admitting Frank D. Turner, of Chicago, to the privileges of a lawyer practicing before the New York Bar. Mr. Turner represents Mr. Milliken, of St. Louis, Patrick's brother-in-law, and desires to take part in the defense.

The request of Mr. House was allowed by the Recorder after Mr. Osborne had said that he had no objections.

During the trial Mr. Turner will figure as an associate counsel for Patrick.

Mr. Osborne then began his opening address to the jury.

"The defendant," said Mr. Osborne, "is fortunate in having in his defense criminal lawyers than whom there are no better in this country. You jurymen are fortunate in that you may be assured that nothing that can be done in favor of this defendant will remain undone."

Sure of Conviction.

Mr. Osborne then explained the elementary points of law—that the defendant must be presumed to be innocent until he is proven guilty, and that the defendant should not be convicted unless...

(Continued on Second Page.)

# VERY LATEST NEWS IN BRIEFEST FORM.

## INTERNATIONAL BANK ORGANIZED.

At a meeting of the directors of the International Banking Corporation, held in the office of Alexander & Green, 120 Broadway, this afternoon, the organization was perfected.

Valentine P. Snyder, President of the Western National Bank, was elected First Vice-President and Acting President. The corporation will shortly open a bank at Wall street and Broadway.

It is understood the presidency has been offered to ex-Secretary of the Treasury Gage.

The executive committee appointed was Edwin Gould, James W. Alexander, James H. Hyde, Valentine P. Snyder, Thomas H. Hubbard and Edward F. Cragin.

## MACLAY'S HISTORY THROWN OUT.

ANNAPOLIS, Md., Jan. 22.—The State Senate to-day unanimously adopted an order directing the removal from the State Library of the third volume of MacLay's "History of the United States Navy."

## LATE RESULTS AT NEW ORLEANS.

Fifth Race—Jena 1, Kingstelle 2, Pirates' Queen 3. Sixth Race—Choirmaster 1, Trenham 2, Frank Jones 3.

## DRANK HORSE-MEDICINE FOR WHISKEY.

Christopher Steaker, thirty-four, a stableman in William Adams's livery stable, No. 187 Mott street, this afternoon drank horse-medicine containing arsenic in mistake for whiskey, and will probably die. He was taken to Gouverneur Hospital.

## DESERTED INFANT FOUND ALIVE IN CUPBOARD.

Jessie Lewis, of No. 563 First avenue, found a three-month-old female baby in a cupboard on the second floor of that address. The child was alive and was taken to Bellevue.

## JUDGMENT AGAINST ALBERT B. HILTON.

Judgment for \$880 was entered to-day against Albert B. Hilton in favor of Charles W. Anderson on a note made by Hilton on Feb. 5, 1899.

## INSURGENT ATTACK ON COLON EXPECTED.

WASHINGTON, Jan. 22.—In a despatch to the State Department this afternoon Oscar Melrose, United States Consul at Colon, says an insurgent attack on Colon is expected.

## UNIQUE WILLS FILED FOR PROBATE.

Two unique will were filed for probate this afternoon. John C. D. Kitching's will says: "I give all my estate to my intended wife, Florence Adelaide Rolland, of the city of Boston, in the State of Massachusetts. The will was made in 1894. The sweetheart of that day is Mr. Kitching's widow now.

The will of Fran Paul Demulis, known to the world as "P. F. Pauline, fashionable tailor," at No. 60 East Twenty-fifth street, was made in 1896. It left his whole estate "to my faithful partner in business, Anna Christina Theodorson." Demulis left a widow and one son.

## SIGNED WILL AFTER HE WAS PRONOUNCED DEAD.

In a will contest begun to-day before Surrogate Church, in Brooklyn, it is charged that the will of John J. Hackett, offered for probate, was signed after the testator had been pronounced dead. Hackett left an estate of \$8,000. The contestant in the case, Mrs. Mary Evans, a friend of his, declares Hackett was pronounced dead and had received the last rites of the church. Mrs. Evans claims that after she went away, Mrs. Palmer, a train nurse, sent for a lawyer named Dorney, who drew up a new will, which Hackett, reviving meanwhile, was induced to sign.

## RUMOR OF CUSTOM-HOUSE EXPOSURE.

It was reported this afternoon that the Custom-House authorities had discovered that certain officials have been guilty of fraudulent proceedings for some time. It is asserted that there will be an arrest soon. It is also said that a seizure was made this afternoon by former Deputy Collector King, who has charge of the declarations of incoming passengers, and that King secured a warrant from Gen. Burnett, United States District-Attorney, legalizing the seizure. Gen. Burnett refused to make any statement, saying that publicly might defeat the ends of justice.

## CONSPIRACIES IMAGINARY, SAYS NIXON.

Lewis Nixon, the new leader of Tammany Hall, this afternoon said: "In regard to the reports of conspiracies brewing in Tammany Hall, I will say that they exist chiefly in the minds of the Republicans. The idea seems to be worrying them, but it isn't bothering me. Every Tammany leader will support the organization faithfully. Mr. Croker's departure will make little difference. I expect hearty co-operation from the Brooklyn machine."

## \$15,000 LEGACY AWAITS RUNAWAY.

If Jacob Stam, who ran away when he was sixteen years old to go West, will return to his mother, Mrs. Mary Stam, No. 123 Third street, South Brooklyn, she will be glad, and incidentally he will receive a legacy of \$15,000 left by an uncle. Stam is now twenty-eight years old.

## DR. VINTON ELECTED EPISCOPAL BISHOP.

SPRINGFIELD, Mass., Jan. 22.—The Rev. Dr. Vinton, of Worcester, was elected Bishop at the Episcopal convention here this afternoon. The Rev. Dr. W. S. Rainford, of New York, and the Rev. E. S. Lines, of New Haven, were nominated with Dr. Vinton.

# PUBLIC HEARING SATURDAY ON ONE-BLOCK TUNNEL PLAN

World's Proposal Heartily Indorsed at To-Day's Meeting of the Aldermen—Demand Made for Safety at Once.

After an exciting discussion of The World's plan to make the tunnel safe at once by the Board of Aldermen this afternoon the resolution was referred to the Committee on Railroads, Bridges and Tunnels, which will act upon the matter immediately. The vote was forty-two in favor of referring the resolution and fourteen in favor of its immediate adoption.

Alderman Goodman announced a public hearing by these committees on the plan in the Aldermanic chamber at 2 o'clock P. M. next Saturday.

After the public hearing the committees will draw up a report on The World's resolution.

The Board of Aldermen began its proceedings by considering The World's plan.

Alderman McCall moved to take up the matter.

Motions to Refer.

First of the resolutions was the one introduced by Alderman Melnes embodying The World's plan.

As soon as it was read half a dozen Aldermen jumped to their feet.

Alderman Gaffney moved to refer the resolution to the Committee on Railroads. Alderman Goodman moved an amendment to send it to the Committee on Railroads, Streets and Highways and Sewers.

Still another amendment was that of Alderman Oatman, to refer the resolution to the Committee on Boroughs for a public hearing.

Alderman McCall, leader of the Tammany minority, got the floor.

During Mr. McCall's speech the

largest crowd seen in the galleries this year listened intently.

"This is a very important matter," said Mr. McCall. "It refers to a very sad and touching accident which we all regret."

"It is clear that some remedy should be taken and that at once."

"I think the matter should be referred to some committee. But why to the Committee on Boroughs? I cannot imagine it might go to the Committee on Boroughs if the railroad did not enter Manhattan, but it does. It should go to Railroads, Bridges and Tunnels."

Alderman "Tim" Sullivan struck the popular chord when he said: "Why not take immediate action. Let the resolution go to immediate passage, and let's pass it. It is about time this majority was doing something for the

(Continued on Second Page.)

# CALLED A COWARD BY AN ALDERMAN.

UPROAR IN THE CHAMBER AT TO-DAY'S MEETING.

Cutkin Assailed President Cassidy, of Queens Borough, for Refusing to Vote.

Amid intense excitement in the Board of Aldermen this afternoon, President Cassidy, of Queens Borough, was called "coward" by Alderman Cutkin, a Tammany man.

Cassidy is a Democrat and did not vote at all on the test roll-call to appoint a Fusion Assistant Sergeant-at-Arms.

Alderman Sullivan and others demanded that Cassidy should state why he did not vote.

"Let him tell why he does not vote," shouted Cutkin, pointing to Cassidy.

"Under what rule?" asked Cassidy. "Am I required to state why I do not vote?"

At first there was no answer. "Under what rule?" repeated Cassidy.

"Under the rule of a coward!" shouted Cutkin.

Cassidy paled and started from his seat. He was stopped by Borough President Cantor and Swanstrom.

At the time the excitement was intense, the whole chamber in disorder. "I move the remark be stricken out," said Swanstrom.

Cutkin withdrew the remark. But Cassidy, the Democrat, did not vote.

During a lull in the storm Borough President Swanstrom moved that President Cassidy be excused from voting. This motion was finally declared adopted—49 yeas, to 35 nays.

In part owing to the silence of Cassidy, the Fusionists elected by a vote of 49 to 35, Henry Dawson, of Queens, as Sergeant-at-Arms, and William P. Crouch, J. F. Cook, Andrew Erickson, Henry W. Downing and James H. Proctor as assistant Sergeants-at-Arms.

## NEW HOSPITAL OPENED.

Many Visitors See Evidence of Morgan's Charity.

The new Lying-In Hospital, at Seventeenth street and Second avenue, was thrown open to the public this afternoon, more than 100 cards of invitation having been issued to residents of the city.

The crowds of visitors were shown through by a force of guides under charge of J. Delano Weekes, Secretary of the Hospital.

The hospital is the gift of J. Pierpont Morgan. Construction and equipment cost \$120,000. The building extends from Seventeenth street to Eighteenth street, the southern windows overlooking Suydam street. Two adjoining lots have been purchased by Mr. Morgan for extension. If necessary, on the seventh floor is a solarium for convalescent patients, and a roof garden for fresh air and recreation.

Business success depends upon energy, ability—and Sunday World Wants.

# CHARACTER STUDY OF THE PATRICK MURDER JURY.

A Fine Body of Intelligent, Well-Balanced Men and Not One Is Smooth-Shaven.

The Patrick jury is a fine jury. Its members are men of intelligence, common sense and standing in the community.

A peculiarity about this jury is the fact that no member of it is smooth shaven. Three of the jurors wear full beards on cheek, chin and upper lip.

One, Mr. Campbell, has a beard, but shaves his upper lip. The other eight good men and true wear mustaches. Two wear spectacles.

None of the jurors is entirely bald. Eight of them have abundant crops of hair. Juror Burgeot is slightly bald on top of his head and lack of hair gives rather high foreheads to three others.

All grounds in New York County in the choosing of juries in big murder trials was broken in this proceeding.

It took two weeks to get the Montgomery jury.

In the last Kennedy trial the first panel of special jurors was exhausted and it was well along in the second week when the jury was secured.

Even in recent minor cases it has taken from four to six days to get a jury. The time consumed in securing the jury which is to weigh the evidence for and against Patrick was eleven hours and ten minutes.

Patrick refused to discuss the jury, but as he had a large share in choosing it there is little doubt that it is satisfactory to him. One significant feature is that no juror who was accepted was asked whether or not he would give credence to the testimony of experts in handwriting.

Apparently this would indicate that neither side cares particularly for the individual judgment of the jurors on this point, believing that they will take their instructions from the Court.

At the trial before Justice Freeman and a jury in the Supreme Court, the Baudouines and a party of friends had toiled up to Larchmont to dinner one day in April, 1898, and were home-bound when, at 7 in the evening, as they crossed Third avenue at One Hundred and Forty-fourth street, Bronx, the car hit down the car and that the car did not collide with the coach at all.

The car was thrown off the track, but the coach and its four-in-hand team were only shaken up. The dozen members of the coaching party were incidentally shaken out and on to the ground—all except the hostess.

She is a very tall and large young woman. She testified that she was an outside passenger, and the jolt shook her off the seat to the roof of the coach.

The shock and the bump made her ill, and she was Dr. Charles A. Packett's patient three weeks.

The doctor corroborated this and Charles A. Baudouine, Michael Kelly, Benjamin Travis, James Sharkey, Henry Thomas, Joseph Shattuck and Harry C. Mayer were witnesses in her behalf.

Michael J. Fitzgerald, James Lamb and Philip Kelly all agreed that the coach ran down the car and that the car did not collide with the coach at all.

Anna C. Baudouine Thinks the "Huckleberry" Owes Her About \$1,000.

Mrs. Anna C. Baudouine is suing the Union Railway Company, better known as the "Huckleberry," for \$1,000 damages for injuries and fright in a collision between her husband's famous fifty-two coach and a trolley car. The case is on trial before Justice Freeman and a jury in the Supreme Court.

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